

## **COMMITTEE ON TRAFFIC/PUBLIC SAFETY**

**October 11, 2005**

**5:30 PM**

Chairman Sysyn called the meeting to order.

The Clerk called the roll.

Present: Aldermen Sysyn, Guinta, Smith, Forest, O'Neil

Messrs.: K. Sheppard, T. Lolicata, Sgt. Peter Bartlett, D. Aldrich,  
Deputy Solicitor Arnold, H. Ntapalis, Officer Kelley

Chairman Sysyn addressed Item 3 of the agenda:

Ratify and confirm poll conducted September 22, 2005 approving a request by Jutras Signs for the closure of Hanover Street from Nutfield Lane to Elm Street from September 26-29, 2005 for the purpose of sign installation on the roof of Citizens Bank.  
(Aldermen Sysyn, Smith, Forest and O'Neil voted yea; Alderman Guinta unavailable.)

On motion of Alderman Forest, duly seconded by Alderman O'Neil it was voted to ratify and confirm the poll.

Chairman Sysyn addressed Item 4 of the agenda:

Proposed ordinance amendment to Chapter 71: Snow Emergency  
Regulations submitted by Kevin Sheppard, Deputy Public Works Director.

Alderman Forest stated this sounds like you are proposing to get rid of the snow emergency route ordinance.

Kevin Sheppard, Public Works Director, stated no. All we are doing...the intent of this is we looked at Chapter 70 and 71. We are basically updating them to our current policies. We are not changing the way we do things. The old ordinance talks about snow emergency routes. Now we take a look at the City as a whole so it is just updating to our current policies. There are no changes in the snow emergency declarations. All of that information is still in there.

Alderman Forest asked under this new policy then instead of the snow emergency routes that we have now, you could declare another road as a snow emergency route.

Mr. Sheppard answered right now we do not...our policy typically is when we call a snow emergency we have the option of either declaring a snow emergency within certain areas or roads or the City. The old ordinance defined snow emergency routes, i.e. Maple Street or Beech Street or Pine Street. That is not how we currently operate. This is just to update it to our current operating procedure that we have been doing for the past five or ten years.

On motion of Alderman O'Neil, duly seconded by Alderman Forest it was voted to approve the ordinance and recommend that it be referred to the Committee on Bills on Second Reading for technical review.

Chairman Sysyn addressed Item 5 of the agenda:

Communication from Martha Cossey and Trish Norton requesting the issuance of two (2) parking permits for the Middle Street parking lot.

Alderman Guinta asked at the last meeting didn't we do a couple.

Chairman Sysyn answered yes and then we stopped and said that was it.

Alderman Guinta stated but this came in before that meeting.

Chairman Sysyn responded no it came in after that meeting.

Alderman Guinta moved to table this item. Alderman O'Neil duly seconded the motion. Chairman Sysyn called for a vote. There being none opposed, the motion carried.

Chairman Sysyn advised that the Traffic Department has submitted an agenda, which needs to be addressed as follows:

**STOP SIGNS:**

On Douglas Street at Whittemore Avenue, NWC  
Alderman Thibault

**NO PARKING:**

On Rebel Lane, west side, from a point 105 feet north of Gurtner Street to a point  
90 feet north  
Alderman Roy

On Harvard Street, south side, from Lincoln Street to a point 120 feet east  
Alderman Shea

On Seames Drive, south side, from a point 105 feet east of South Willow Street to  
a point 70 feet easterly  
Alderman DeVries

On Hill Street, east side, from a point 48 feet south of Master Street northerly to  
the dead end  
Alderman Smith

**RESCIND NO PARKING:**

On Harvard Street, south side, from Lincoln Street to a point 230 feet easterly  
Alderman Shea

**NO PARKING DURING SCHOOL HOURS:**

On Joshua Drive, north and side sides, from Roysan Street to Hoyt Street  
Alderman DeVries

On Lewis Street, north side, from James Pollock Drive to a point 150 feet easterly  
Alderman Smith

**NO TRUCKS ALLOWED:**

On Hall Street from Bell Street to Cedar Street  
Alderman Osborne

Alderman O'Neil asked Tom can you confirm and I know there are a number of  
different Aldermen that have requests but are these all for safety reasons.

Thomas Lolicata, Traffic Director, answered yes.

Alderman O'Neil moved to approve the traffic agenda. Alderman Smith duly  
seconded the motion. Chairman Sysyn called for a motion. There being none  
opposed, the motion carried.

Chairman Sysyn addressed an item she pulled from the traffic agenda:

**NO PARKING:**

On Trenton Street, south side, from Elm Street to Chestnut Street

Deputy City Clerk Johnson stated there were two letters received that have been  
distributed to the Committee regarding this item. I believe we distributed them

just prior to the meeting. One is from a Mr. Biscarello and the other is from four Trenton Street neighbors.

Alderman Roy stated as the Alderman in that ward, we have addressed with the neighbors as well as the tenants of the former Notre Dame building that there is a problem and child safety is a concern. We have not yet been able to come up with a solution to the problem and it is believed that adding in four new no parking signs would just increase the problem that is there so we ask the Committee to pull this item and let the neighborhood and the Traffic Director meet with myself and see if we can come up with a solution that works for all.

Alderman Smith moved to accept the withdrawal of Trenton Street. Alderman O'Neil duly seconded the motion.

Alderman Forest stated seeing that Officer Reilly is here and I told Lt. Valenti that I would be picking on him tonight I notice that some of the pictures that the neighbors have sent in that there are already some parking violations that are observed here and maybe some enforcement on Trenton Street during school hours would be appropriate while we try to solve that problem.

Chairman Sysyn stated that is something that the ward Alderman can take care of.

Chairman Sysyn called for a vote on the motion. There being none opposed, the motion carried.

Chairman Sysyn addressed Item 7 of the agenda:

Discussion relative to security at Victory Garage.

Chairman Sysyn stated we also received information from the people at the Victory parking facility. I think the first issue that we need to discuss at the Victory Parking Garage is that there is a lot of vandalism there and a lot of it is coming from Club Liquid. The people work at the Victory Garage stay until 10 PM. There is a lot of vandalism that occurs after 10 PM. So that is our first issue and then we have other issues with that parking facility.

Alderman O'Neil stated I don't know if Sgt. Bartlett or Officer Kelley have had any discussions with the Chief or with Lt. Valenti about details in the garage and I don't know if either of them are in a position to speak on it.

Sgt. Peter Bartlett stated I have had an opportunity to talk to Lt. Valenti. We ran a call for service outline for calls that we have responded to from April 1, 2005 through September 29, 2005. It seems to me that there have been a few calls for

criminal activity there. There are 38 calls for service total but there are other calls that have come in not just criminal mischief calls. We have had some check vehicles, civil standby, and a couple of accidents. So there have been a host of calls for service there. With that in mind we have other calls for service here, not just focused on criminal mischief that take place at that garage.

Chairman Sysyn asked and it is after 10 PM.

Sgt. Bartlett answered there are a variety of times. The evening hours seem to be where a lot of the calls for service occur.

Alderman O'Neil asked do the calls for service...you said they are kind of scattered throughout the day. They aren't all necessarily after 10 PM right? Do the more serious ones appear to be after 10 PM or is it hard to tell?

Sgt. Bartlett answered it is hard to tell in that the data that I have in front of me here talks about criminal mischief, check subjects, disorderly conducts so there are those types of calls. It just doesn't say what time of day they were.

Alderman O'Neil stated the other thing that should be noted is that after 10 PM there is no staff there so these calls are most likely generated from people passing by or whatever. In my opinion the garage is getting damaged regularly by this late night behavior. Soon after we just spent hundreds of thousands of dollars in repairs to the deck, the deck got torn up by a vehicle. We had shots fired through the glass. There is some pretty serious activity going on in that parking garage late at night. One could say we should expand the role of our parking garage operator there but I think this particular item requires a police officer there at least three nights a week – Thursday, Friday and Saturday. Has the Chief or Lt. Valenti indicated if that may or may not take place to you?

Sgt. Bartlett responded I haven't spoken to Chief Jaskolka relative to that but in discussing that briefly today with Lt. Valenti he and I talked about the cost factor involved in that and who would be responsible for that cost and could we put it on Club Liquid or because it is a City garage is that going to have to be absorbed by the City. That was discussed.

Alderman O'Neil stated I will give you my personal opinion. We didn't have an issue in that garage when that club was closed and now all of the sudden it is back open and we have all kinds of issues. I believe the club should pay for that detail as other clubs have paid for details beyond their property line around the City. After some discussion I will be willing to make a motion on that.

Chairman Sysyn stated I agree with you, Alderman O'Neil, because on this sheet it says the damage to the facility occurs mainly after hours Thursday through Sunday. I agree that the club should pay for that security but we will have to take that up with the Chief I guess.

Alderman Guinta stated I might not be hearing exactly what you are saying. Are you saying that some of it is happening after 10 PM and some of it is happening during the day?

Sgt. Bartlett responded we have calls for service...like I have a report here on something that was called in at 0103 on the 15<sup>th</sup> of April. It was a subject jumping on the entry/exit gate to the garage. We had some disorderly conduct arrests that took place after 2 AM so there are those issues.

Alderman Guinta asked can you tell from the breakdown you have in front of you percentage wise what is happening between 10 PM and...I just want to have all of the facts before we move ahead with assessing blame. I don't know if...what is the name of the club? I don't know if Club Liquid...when they have been open and when they have been closed but I would also be curious to see what the management agreement says relative to security and if there is a responsibility that rests with the management company or if it rests solely with the City.

Sgt. Bartlett responded to answer that question, Alderman, from the data that I have here from the call time section if it is done in military time like it should be it looks like half of the calls for service I have here have occurred at or around midnight or after. About half of them are after 10 PM.

Alderman Guinta stated so the other half are not happening after 10 PM.

Chairman Sysyn asked are they happening during the day.

Sgt. Bartlett answered 3 PM, 6 PM, 9 AM, 5 AM, etc.

Alderman Guinta stated my point is before we start assessing blame let's get a feel for exactly when it is happening. It seems like half are during the day and half are during that nighttime period when you could attribute it to some of the clubs. I would also like to see the management company determine who is responsible for security the building. Tom, do you know who is...part of the problem is we keep renewing that agreement and we don't have a long-term agreement.

Chairman Sysyn stated we have people here from the garage.

Alderman Guinta asked could I hear from Tom Arnold first as to what his position would be on that. I would like to know in the management agreement for the parking garage who is responsible for security of the facility. Is it the City? Is it the parking manager? Who is it?

Thomas Arnold, Deputy City Solicitor, stated unfortunately I cannot answer that off the top of my head, Alderman.

Alderman Guinta asked do you know, Tom.

Chairman Sysyn stated the management is here for the garage.

Thomas Lolicata, Traffic Director, stated it is probably most likely our responsibility but it is a restriction because of our budget. It has been like that for a long time.

Alderman Guinta asked so you are saying in the management agreement security rests with...

Mr. Lolicata interjected whatever the City wants – 24 hours, etc. That is what it comes down to.

Alderman Guinta asked can we find out in the management agreement who is responsible. It sounds like it is a possibility it is both.

Mr. Lolicata answered right. You have to remember now that we reimburse them for that and if we don't have it in our budget that is where we cut down on their hours – both garages. It is a matter of money.

Alderman Guinta responded right but from a legal perspective...I just want to know from a contractual obligation at least who is responsible.

Mr. Lolicata replied in that case I would say it is probably the management itself. The money is there.

Chairman Sysyn asked somebody from Victory Garage to come forward.

Alderman O'Neil stated I know where Alderman Guinta is going with this that it is not all attributed to the late night but the serious criminal activity is late at night where the most damage is done and where people are most at risk and I, for one, am not going to sit here and ask the management company to have someone there working when shots are being fired at this garage and we have had people

operating vehicles recklessly. A police officer needs to be there. It should have been done already. I don't know why it hasn't.

Alderman Guinta stated I don't disagree with you, Alderman.

Alderman O'Neil stated other clubs...Margaritas has been parking there for many years without incident. It wasn't until this club reopened that we had severe incidents at that garage and I, for one, am not going to sit around here and let it go on. They are responsible for it. I believe we should be paying for police officers to be on duty there at least those three nights of the week.

Edwin Kreane, Senior Director of Operations, Central Parking stated I would need to refer to the management agreement just to be sure exactly what the specific language is but as part of the management agreement, and Tom alluded to this, all of the expenses for all of the services provided in the garage are reimbursed by the City so the cost is to the City.

Alderman Smith asked does anybody have any idea what the cost is right now for the damages to the elevator and that. What have we expended?

Mr. Lolicata answered I can get that for you but we are talking thousands because of the damage done by tires, because of the torching of a car, the breaking of the glass. Thousands. I can get you a figure.

Alderman Smith stated the main reason I am asking this question is that if the cost is so high I think we definitely should have somebody in there manning that garage on our behalf.

Chairman Sysyn asked do you mean security after the people go home. They leave at 10 PM and that is when I think most of the damage is done. We have a damaged window. Someone took a shot at it.

Mr. Lolicata stated these lately have all been called in to the Police Department. This goes back now probably 18 months. Within the past year everything that I am talking about right now has been reported. It is a high bill. I will try to get you the figure.

Chairman Sysyn stated I believe you all have a handout on the Victory Parking facility so we can discuss that along with this.

Alderman Guinta asked how did this issue come to be on our agenda today.



Chairman Sysyn answered because there are a lot of things that have to be taken care of at Victory Garage.

Alderman Guinta asked who brought it...did it come from the Police Department or did it come from Tom Lolicata...

Chairman Sysyn interjected it came from me.

Alderman O'Neil stated citizens approached both Alderman Sysyn and myself.

Alderman Guinta stated I am glad that members of the Board think that we need a stronger police presence downtown. I think we have been trying to talk about this for the last several months. My question, and I don't know if this Committee can answer it, but where are the police going to come from? You are talking about one garage. I don't know if you are also talking about other specific locations.

Chairman Sysyn stated Victory is the one with the most issues.

Alderman Guinta asked so where are the police going to come from.

Alderman O'Neil answered they will do it as part of the detail as they do the club now as a detail.

Chairman Sysyn stated right. You have police out there now that direct traffic. Where do they come from when somebody is doing construction?

Alderman Guinta responded my point is that we are understaffed and I read in the paper with the Omega incident that there are problems filling the detail requirements at Omega so if we can't fill them over there how are we going to fill them at a garage or at other locations downtown.

Chairman Sysyn stated there are three clubs in the City as you know that are causing the problems.

Alderman Guinta responded I am all for more police presence downtown. I would like to know where it is going to come from.

Alderman O'Neil replied in my opinion it has to be part of the detail.

Alderman Guinta responded but we are having a problem or I saw in the paper that at Omega there were certain details that went unfilled and at least the way I read it it was because there didn't seem to be enough officers available to fill these details. There were periodic sporadic points of details not being filled. This is a

concern that I have. I would love to see a greater police presence downtown. I have been looking for that but my question and I think it needs to be addressed immediately but where are the police officers going to come from if we are understaffed.

Alderman O'Neil replied I believe we need to fill it through a detail. They fill other details.

Chairman Sysyn stated we will have to take that up with Police Chief Jaskolka.

Alderman O'Neil moved to request the Police Chief to require a police detail in the parking garage on Thursday, Friday and Saturday nights.

Alderman Guinta stated I am happy to support that motion. I think we need a comprehensive plan for downtown immediately, not just for this location. I bet if we did a study of all of the hot spots downtown you are going to find more than just Victory Garage. So let's not shut our eyes to some of the problems that are happening in other areas.

Chairman Sysyn responded right now the biggest complaints I have had are from Victory.

Alderman Guinta stated that is fine but let's ask the Chief to identify however many hot spots there are downtown and address it, not just address this one particular problem.

Alderman O'Neil stated I think we should address this one tonight and if the Chief needs to come back to us to address other issues that is fine but this is the one I am aware of.

Alderman Guinta duly seconded the motion to request the Police Chief to require a police detail in the parking garage on Thursday, Friday and Saturday nights. Chairman Sysyn called for a vote. There being none opposed, the motion carried.

Chairman Sysyn stated there are issues that we need to address. I am sure everybody has a copy of this. It says Victory parking facility. This gentleman is from Boston and he is in charge of all of Central Parking. We also have David Jerome and David Aldrich here to address any questions we have. These items were drawn up by...we have a punchlist of things that have to be done to the garage but they don't have the money to do it. Somehow the money got overlooked. There are no prices for all of the things that they need to do in that garage.

Mr. Lolicata responded some of this has been paid for by the parking facilities fund because it was such a high cost. There was also a government car that was torched and it caused damage to the floor. I am relying on the budget, which is impossible.

Chairman Sysyn stated we need to get the money from somewhere.

Mr. Lolicata stated that is why I am working toward trying to get money from the parking facilities fund.

Chairman Sysyn stated I understood that there was some money in Highway for fixing the window. Does anybody have a question for these gentleman?

Alderman Smith asked do you have any prognosis of what the cost would be on these repairs. Have you calculated what the total amount would be to do the repairs in the Victory Garage?

Dave Aldrich and on some of them Dave Jerome has actually looked at like the cost of replacing door locks. That is going to cost you anywhere from \$450 to \$500 per lock if it is a replacement. As Dave stated to me, we may be able to repair them versus replace some of them so I can't give you a definitive answer on the amount. We just provided a punchlist but I will gladly provide numbers for you related to each individual issue.

Alderman Smith asked could you get that to us before the next Traffic Committee meeting and then that way we can find out...we do not have any money to expend and I don't know if it isn't an exorbitant amount if we can take it out of contingency or something like that. I really don't know but these things should be addressed.

Mr. Aldrich responded I will be pleased to get that information for you before your next meeting.

Chairman Sysyn stated the next meeting will be November 15. We also have on the third page...the employees who work there have not had a raise for 18 months and in order to give them raises, which doesn't amount to much it is \$4,081 so that would be part of the expense there.

Alderman Guinta asked are insurance claims filed every time there is damage.

Mr. Lolicata answered as far as we know, yes.

Alderman Guinta asked so wouldn't the insurance carrier be paying for the damage.

Mr. Lolicata answered the insurance paid for the car that was set on fire but as a result of the fire the garage itself...the City owns it and we are self-insured.

Alderman Guinta stated I know but there is a self-insurance fund. We are talking about contingency here to pay for these claims. Why wouldn't the insurance money be used?

Mr. Lolicata responded what I am saying Alderman is that we did take care of it. Some of that has been taken care of with the parking facilities fund.

Alderman Guinta asked but for each incident there is an insurance claim that is filed correct.

Mr. Lolicata answered in most cases yes the manager will file a complaint. What do you mean by claim?

Alderman Guinta replied I assume we have a liability policy and there is a process by which we would file an insurance claim. The fact that we are self-insured shouldn't preclude the fact that we file a claim because if we are talking about spending money out of contingency to pay for some of these items that tells me that for whatever reason we are not paying it through the insurance. What I am asking is is there a policy in place that when there is damage, which I assume we have insurance for, is a claim filed and what happens with that claim. Are they adjudicated or are we not waiting for that process to be completed?

Mr. Lolicata stated up to the latest punchlist that we just gave you...the ones previous to that like I said have been taken care of. I am assuming that Dave has that information.

Alderman Guinta stated before I vote on any expenditures I would like to know...I don't know who is responsible for...

Chairman Sysyn interjected I don't think you will be voting on expenditures because they have to bring in the itemized list.

Alderman Guinta stated but we are talking about paying for these things and I think at the very least we should get clarification on whether a claim has been filed and what happens...

Chairman Sysyn interjected I believe David Aldrich will have all of the figures for us at our next meeting.

Alderman Smith stated Harry Ntapalis is here and I think he may be able to give us the answer on what is insured and what isn't.

Harry Ntapalis, Risk Manager, stated I wasn't following along so could I hear the question one more time.

Alderman Guinta stated we have a punchlist here of damages that have occurred at the Victory parking facility between 2004 to date. My question is before the City starts paying for these things out of contingency or other funds I would like to know if claims are filed for each incident and if so what the resolution is of that claim before the City or this Committee starts looking at paying for this out of other funds.

Mr. Ntapalis stated generally what happens with any vandalism claim is once our office is put on notice, again we are self-insured for liability, we follow the same format as we did when we were fully insured and that is that vandalism claims are generally responded to by a self-insured fund. That having been said, if someone is caught having caused the vandalism, we certainly go after them for restitution. We try to get the courts to order it. The short and long of it is that is the proper corridor to submit any kind of claim against City property. It would be to start with a submission through our office to see if we could respond to it rather than use any other source. That is part of what our liability insurance covers.

Alderman Guinta asked do we know if we are doing that for every item on this punchlist. I don't know who to direct that question to.

Mr. Ntapalis answered I am not certain, Alderman, to be quite truthful. I couldn't tell you if we have. Again, when you have staggered periods of time where vandalism takes place we deal with it on a claims made basis. In other words, that is to say that each incident has to be submitted separately.

Alderman Guinta responded that makes sense but I have to tell you that if there was a shooting...is that what you said Alderman, and that still has not been fixed...

Alderman O'Neil interjected does anybody know if that has been repaired.

Chairman Sysyn stated it is going to be I think.

Mr. Aldrich stated there are still windows there that need to be replaced.

Alderman Guinta asked and when did that happen. How long have these windows needed to be replaced? In my opinion there is a window that is shot and the next business day a claim should be filed. I think by statutory requirement the carrier or the administrator has to follow-up with the insured I think it is in 48 hours and the claim has to be processed and a decision has to be made within 14 days I think so these things should be resolved immediately and if they are not being resolved we would know that as a City.

Mr. Ntapalis answered one of the problems though that we have is the claims that are being referenced haven't been submitted through our office.

Alderman Guinta stated by law there is a certain timeline that the claimant has to submit them. I think you probably have up to a year but obviously if there is a gunshot and that is proving to be a safety hazard to an employee then I think we have a responsibility to get that done immediately and I don't know if that is the management that needs to be filing the claim...I don't know who it is but let's make sure that this stuff is getting filed properly.

Mr. Ntapalis stated someone has to put our office on notice. We are not always aware that a claim took place or vandalism took place or defacing of any property has taken place but once we are put on notice the response time is well within the designated period and as you said Alderman we usually try to address them with a response whether to accept or deny within 21 days.

Alderman Guinta asked why don't you work with the Solicitor and the management company to put some guidelines together to get these things taken care of because I suspect that almost every single one of them would be paid through the self-insurance fund and probably resolve within 30 days assuming that we are dealing with the claims expeditiously. Is that something that can be done?

Deputy Solicitor Arnold answered to make claims against the self-insured fund – yes.

Alderman Guinta stated what I would like is the City Solicitor's Office to work with the management company to come up with a procedure that determines the claims process unless you have one in place already and it is just not being followed. Maybe it is an internal management issue. If it is an internal management issue then let's get it done. If we need to do something with you then I would like to instruct the Solicitor's Office to get it done. There is no excuse for this stuff not to get repaired.

Chairman Sysyn responded this parking garage brings in \$450,000 to \$500,000 and they can't fix a broken window.

Alderman Guinta stated you are right and it is a safety hazard for the employees who are working there.

Chairman Sysyn replied yes that is disgusting and we raised the fees in the garages and to have the garages look like they do is a disgrace.

Alderman O'Neil stated the list that I think David Jerome prepared for us that says "Damages to Facility", there are 12 different items on there that should have had claims filed. Those aren't even...he prepared another list of just regular maintenance items, not items from damage. These aren't maintenance items. These are items caused by criminal activity. People kicking an electrical conduit, kicking doors open, burglarizing the office, etc. I don't know if Alderman Guinta made a motion but if he did I will second it.

Alderman Smith stated maybe I am wrong but I thought our policy is anything that happened would go to you. Am I correct, Harry?

Mr. Ntapolis responded yes it is supposed to. More often than not, Alderman, you are right. They do come through our office. This one didn't. We have had other incidences at that particular garage where it was brought to our attention and our office responded within a timely basis but these particular claims have not been forwarded to us so we had no working knowledge of them.

Alderman Smith asked so you don't have any knowledge of these claims whatsoever and you are the Risk Manager and you are supposed to be protecting the City's interests right.

Mr. Ntapolis answered there has been no documentation filed with my office as of this date.

Alderman Smith asked is there a deductible on each item. I don't know how Risk Management works. Would you pay it fully or would they pay it fully?

Mr. Ntapolis answered we are self-insured and that is for dollar one coverage.

Alderman Smith asked would it come out of the Traffic Department like it does with other departments.

Mr. Ntapolis responded my understanding is if it was an Enterprise department there are chargeback mechanisms for Enterprise operations. If it is a non-

Enterprise department it comes strictly out of the fund and it doesn't hit the departmental budget.

Alderman Smith stated the reason why and I am very familiar as you well know with a few other items throughout the City. This happens in a lot of other departments like Parks & Recreation – vandalism. It occurs and it is going to occur and it is going to continue to occur. There is no question in my mind. What I am getting at is we have to do something now and I believe that we should have security and at least protect our interest. If we are grossing \$400,000 then we should be able to take care of these items. Thank you.

Alderman O'Neil stated so we have taken care of the police. I think Alderman Guinta had a motion on the damaged items. I will second his motion if you want to take a vote on that.

Chairman Sysyn asked what was the motion.

Alderman Guinta moved to have the City Solicitor work with the management company to file the claims. Alderman O'Neil duly seconded the motion.

Alderman Forest stated I would like to add to the motion that David submit the damage costs to Harry's office and that way we will know for sure.

Deputy City Clerk Johnson stated if I can just to clarify the motion the management company needs to submit claims to the Risk Manager for the damages. That should be the first motion and then you can take up the other item. Rather than pulling in other departments it is just to direct. That is the policy with the City that the claims should be filed directly with Risk Management.

Alderman O'Neil stated this is a unique situation where we have a management company. I don't know if Tom Lolicata technically needs to be the department that files a claim, Harry, or can National Garages/Central Parking file a claim on behalf of the City. It is not as clear-cut as that.

Alderman Guinta stated my concern is that there doesn't seem to be a...we all know that a claim is supposed to be filed. We don't know what the internal guidelines are as a result of the management agreement. That is why I was asking.

Alderman O'Neil asked is the Traffic Department supposed to file a claim with Risk Management or is Central Parking/National Garages supposed to file the claim. The claim needs to happen. I think that is what Alderman Guinta is trying to find out.



Deputy Solicitor Arnold stated either party can do it. I am not clear on the management agreement. Often times we will have third parties make claims to the City. People that have their cars damaged by potholes and that type of thing. Not that the City covers those type of damages but third parties will make claims so whether the Traffic Department submits the claim or the management company submits the claim, Harry will handle them in the appropriate manner and we could sit down with those two parties to clarify in the future who should actually file the physical claim.

Alderman Guinta stated that is a good idea.

Chairman Sysyn called for a vote on the motion. There being none opposed, the motion carried.

Alderman O'Neil stated we also have from David Jerome I think a maintenance punchlist that needs to be addressed. As Tom Lolicata indicated earlier, the budget has been approved. There are limited resources to address these items. I know that David Aldrich mentioned earlier that doing a door handle and lock could be \$450 to \$500 so I don't know if for the next meeting they could report back on an estimate for these and whether we are paying for them out of the reserve fund or whether we pay them as Alderman Smith suggested out of contingency but these items need to get taken care of. I know there was an issue with salt, which the Traffic Department may have resolved.

Chairman Sysyn stated they haven't delivered the salt yet.

Alderman O'Neil stated last year I think salt was limited from a budgeting standpoint. We really going forward in the next fiscal year need to make sure that the budget for these garages...that attention is paid to them. The final thing is that the fact that these employees have gone 18 months without getting an adjustment, even a cost of living adjustment, I think is wrong. Maybe they could report back with all of those costs to us in a month and we can try to address them somehow.

Chairman Sysyn stated and the payroll cost is not that high. It is only \$4,200.

Alderman O'Neil moved to have the management company come back with the dollar figures for the maintenance items and payroll. Alderman Guinta duly seconded the motion. Chairman Sysyn called for a vote. There being none opposed, the motion carried.

Chairman Sysyn addressed Item 8 of the agenda:

Second communication received from Jutras Signs relative to the proposed

“Manchester Gateway Arch Project” requesting the proposal not be denied until given full consideration referred by the Board on October 4, 2005.

Deputy City Clerk Johnson noted that this relates to Tabled Item 11 and if the Committee desires you can take a motion to refer this to the tabled item or receive and file this item. This is a separate communication so our suggestion is that you either refer it to Item #11 or receive and file this and deal with it as Item #11.

Chairman Sysyn stated I would suggest receiving and filing. I don't know why it is here again.

Alderman Forest moved to receive and file. Alderman O'Neil duly seconded the motion. Chairman Sysyn called for a vote. There being none opposed, the motion carried.

Alderman O'Neil stated I think the reason it is still alive in probably three different committees is there is a request to see if there was an alternative location and I don't know if anybody has...

Chairman Sysyn interjected I want to say that I have gotten correspondence against this item and I have had a few phone calls on this.

### **TABLED ITEMS**

9. Communication from Alderman O'Neil relative to installation of traffic signs in residential neighborhoods.

This item remained on the table.

On motion of Alderman Forest, duly seconded by Alderman O'Neil it was voted to remove Item 10 from the agenda.

Request to have the Solicitor and Police review the ordinance regarding parking “For Sale” vehicles on the street.

On motion of Alderman Forest, duly seconded by Alderman O'Neil it was voted to receive and file.

11. Communication from Cathy Champagne, President of Jutras Signs and Flags, requesting the Board's consideration and approval of the proposed “Manchester Gateway Arch Project” which will span over Elm Street with an electronic message center sign component to display advertising as well as messages of community interest.

This item remained on the table.

### **NEW BUSINESS**

Alderman Forest stated Officer Kelley is here. I spoke to Lt. Valenti today and I made him aware that I would be speaking to this at the Traffic Committee meeting. I have had a tow truck operator parked on Kelley Street day in and day out for the past three or four months. The Police Department has made an effort to tag them and he has been tagged. He has been asked to remove his truck and he is leaving it there. I am requesting the Police Department...Lt. Valenti sent the tow truck company a letter to tell them to either move or I am going to ask that his license to operate or the contract he has with the City be revoked. I just want to make a strong effort that this tow truck company knows what I mean. He doesn't belong there. He is in a residential neighborhood and he is just ignoring both the Police Department and our warnings.

Jeff Kelley, Police Department, stated Lt. Valenti told me that he has probably already addressed it with you, Alderman Forest, but he did send a letter of warning to that company. The company has said that they will take care of it with that individual driver, whoever it happens to be, parking on Kelley Street. I do have a letter of warning in regards to that. I believe if that doesn't solve the problem they will be suspended from our list.

Alderman Forest stated I just want him to be aware that he could be if he doesn't comply with the letter.

There being no further business, on motion of Alderman Smith, duly seconded by Alderman O'Neil it was voted to adjourn.

A True Record. Attest.

Clerk of Committee